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Attorneys for Plaintiff and Counter-Defendant
NORCAL WASTE SYSTEMS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

NORCAL WASTE SYSTEMS, INC., a California corporation.

CASE NO. C 06-3410 CW

Plaintiff,

**STIPULATION AND ORDER
FOR DISMISSAL OF ACTION**

APROPOS TECHNOLOGY, INC., an Illinois corporation; and DOES 1 through 50, inclusive.

Defendants.

AND RELATED CROSS ACTION

Plaintiff and Counter-Defendant NORCAL WASTE SYSTEMS, INC. and Defendant and Counter-Claimant APROPOS TECHNOLOGY, INC. hereby stipulate to a dismissal with prejudice of this entire action, including the Complaint and Counterclaim, pursuant to the provisions of Fed. R. Civ. P. 41(a)(2). The parties further agree to bear their own attorneys' fees and costs of suit incurred herein.

IT IS SO STIPULATED.

1 Dated: August 17, 2007

CARR & FERRELL LLP

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By: _____ /s/
ROBERT J. YORIO

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Dated: August 17, 2007

NIXON PEABODY LLC

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By: _____ /s/ by permission
PATRICK T. MICHAEL, ESQ.

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Attorneys for Defendant and Counter-Claimant
APROPOS TECHNOLOGY, INC.

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ORDER

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Based on the parties' stipulation and for good cause shown, the Complaint and Counterclaim are dismissed with prejudice. The parties are to bear their own attorneys' fees and costs of suit incurred herein.

IT IS SO ORDERED.

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By: _____
HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

